

Senate File 2299

S-5057

1 Amend Senate File 2299 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 321J.2, subsection 3, paragraph
4 c, unnumbered paragraph 1, Code 2014, is amended to
5 read as follows:

6 Assessment of a fine of one thousand two hundred
7 fifty dollars. However, ~~in the discretion of the~~
8 ~~court~~, if no personal ~~or property~~ injury has resulted
9 from the defendant's actions, the court ~~may~~ shall waive
10 ~~up to~~ six hundred twenty-five dollars of the fine when
11 the defendant presents to the court ~~at the end of the~~
12 ~~minimum period of ineligibility~~ a temporary restricted
13 license issued pursuant to section 321J.20.>

14 2. Page 6, line 17, by striking <chapter.> and
15 inserting <chapter, if any of the following apply:

16 (a) The person submitted to testing and had an
17 alcohol concentration of .08 or more but not more than
18 .15 and an accident resulting in personal injury or
19 property damage occurred.

20 (b) The person submitted to testing and had an
21 alcohol concentration of .15 or more.

22 (c) The person refused to consent to testing in
23 accordance with section 321J.6.>

24 3. Page 8, after line 7 by inserting:

25 <d. For purposes of paragraphs "b" and "c", an
26 "event" means an attempt to start a motor vehicle in
27 which an ignition interlock device is installed with
28 a breath alcohol concentration of .04 or above three
29 times within a fifteen-minute period.>

30 4. Page 8, before line 8 by inserting:

31 <Sec. ____ . **NEW SECTION. 321J.17A Ignition**
32 **interlock device providers — low-income rate costs.**

33 An approved ignition interlock device provider shall
34 not charge more than two hundred fifty dollars for
35 costs associated with the installation, maintenance,
36 and removal of an approved ignition interlock device
37 for a six-month period to any of the following persons:

38 1. A person with an income equal to or less than
39 one hundred fifty percent of the federal poverty level.

40 2. A person who qualifies for programs supporting
41 low-income persons including but not limited to
42 the medical assistance program, the Iowa health and
43 wellness plan, the federal food assistance programs,
44 and any other state or federal benefit assistance
45 program administered by the department of human
46 services.>

47 5. Page 9, by striking lines 2 through 10 and
48 inserting:

49 <(2) The person's noncommercial driver's license is
50 revoked under section 321J.9 ~~and the person has entered~~

1 a plea of guilty on a charge of a violation of section
2 321J.2 which arose from the same set of circumstances
3 which resulted in the person's driver's license
4 revocation under section 321J.9 and the guilty plea
5 is not withdrawn at the time of or after application
6 for the temporary restricted license, and the minimum
7 period of ineligibility for issuance of a temporary
8 restricted license has expired.>

9 6. Page 12, after line 5 by inserting:

10 <Sec. ____ . APPLICABILITY. The provision of this
11 Act enacting section 321J.17, subsection 3, paragraph
12 "a", subparagraph (1), applies to violations committed
13 on or after July 1, 2014.>

14 7. Title page, line 3, after <devices> by inserting
15 <, and including applicability provisions.>

16 8. By renumbering as necessary.

CHRIS BRASE